

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

TOBIAS MOELLER-BERTRAM,  
Individually and On Behalf of All Others  
Similarly Situated,

*Plaintiff,*

v.

GEMINI TRUST COMPANY, LLC, and  
DIGITAL CURRENCY GROUP, INC.,

*Defendants.*

No. 23-cv-2027

Hon. Lewis J. Liman

**[PROPOSED] STIPULATION AND  
ORDER GRANTING GEMINI'S MOTION  
TO COMPEL ARBITRATION AND  
STAYING CLAIMS AGAINST GEMINI  
PENDING ARBITRATION**

The undersigned counsel, on behalf of their respective clients, hereby stipulate and agree as follows, subject to the Court's approval:

1. On March 16, 2023, Defendant Gemini Trust Company, LLC ("Gemini") filed a motion to compel arbitration (the "Motion to Compel Arbitration") in this action.
2. Gemini's Motion to Compel Arbitration and stay this case pending the outcome of the arbitration is GRANTED.
3. Plaintiff's claims against Gemini are STAYED pending the outcome of arbitration.
4. The Clerk of Court is directed to terminate Gemini's Motion to Compel Arbitration [ECF Nos. 14-15] and STAY the action against Gemini.
5. Nothing in this Order shall affect or stay Plaintiff's outstanding claims against Defendant Digital Currency Group, Inc.

Dated: New York, New York  
April 23, 2024

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By /s/ John F. Baughman

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*Attorneys for Plaintiff Tobias Moeller-Bertram*

Dated: \_\_\_\_\_, 2024.

SO ORDERED.

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LEWIS J. LIMAN  
United States District Judge